

# MAINE STATE LEGISLATURE

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L.D. 1964

(Filing No. H-868 )

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
115TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1377, L.D. 1964, "Resolve,  
to Establish the Commission on Recall"

Amend the resolve by striking out all of section 1 and  
inserting in its place the following:

'Sec. 1. Commission created. Resolved: That there is  
established the Commission on Recall; and be it further'

Further amend the resolve in section 2 by striking out all  
of the first paragraph (page 1, lines 7 to 9 in L.D.) and  
inserting in its place the following:

'Sec. 2. Appointment. Resolved: That within 2 weeks after the  
effective date of this resolve, the 12-member commission must be  
appointed as follows:'

Further amend the resolve in section 3 in the next to the  
last line (page 1, line 32 in L.D.) by striking out the following  
"February" and inserting in its place the following: 'August'

Further amend the resolve in section 4 by striking out all  
of the first paragraph (page 1, lines 35 to 39 in L.D.) and  
inserting in its place the following:

'Sec. 4. Charge. Resolved: That the commission shall draft a  
resolution proposing an amendment to the Constitution of Maine  
authorizing the recall of publicly elected officials and any  
other necessary enabling legislation subject to approval of 2/3  
of the Senate and 2/3 of the House of Representatives. That  
legislation must include, but is not limited to, the following:'

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Further amend the resolve in section 5 in the 2nd line (page 2, line 6 in L.D.) by striking out the following "Second" and inserting in its place the following: 'First' and in the 3rd line (page 2, line 7 in L.D.) by striking out the following: "115th" and inserting in its place the following: '116th' and by striking out the following: "March" and inserting in its place the following: 'December'

Further amend the resolve by striking out all of section 8 and inserting in its place the following:

'Sec. 8. Appropriation. Resolved: That the following funds are appropriated from the General Fund to carry out the purposes of this resolve.

1992-93

LEGISLATURE

Commission on Recall

All Other \$3,300

Provides funds to the Commission on Recall for expenses of commission members and miscellaneous commission expenses.'

Further amend the resolve by striking out all of the fiscal note and inserting in its place the following:

FISCAL NOTE

1992-93

APPROPRIATIONS/ALLOCATIONS

General Fund \$3,300

This resolve provides a General Fund appropriation of \$3,300 in fiscal year 1992-93 to the Commission on Recall for the expenses of commission members and miscellaneous commission expenses.'

STATEMENT OF FACT

This amendment to the resolve retains the Commission on Recall to draft a constitutional resolution permitting the recall of publicly elected officials and removes the requirement that

COMMITTEE AMENDMENT "A" to H.P. 1377, L.D. 1964

2 there first be a public referendum on the issue. The proposed  
legislation must be passed by 2/3 vote of both Houses of the  
4 Legislature. The resolution will establish a public referendum  
if passed. The amendment also changes the fiscal year in which  
6 the budget for the commission's expenses is appropriated from  
1991-92 to 1992-93.

Reported by the Majority of the Committee on Business Legislation  
Reproduced and distributed under the direction of the Clerk of the  
House  
1/21/92 (Filing No. H-868)